

EMPLOYMENT APPEALS TRIBUNAL

APPEAL(S) OF:
EMPLOYEE

(appellant)

CASE NO.
TE283/2012

for implementation of the recommendation of the Rights Commissioner
in the case of:

EMPLOYER.

(respondent)

under

TERMS OF EMPLOYMENT (INFORMATION) ACT, 1994 AND 2001

I certify that the Tribunal
(Division of Tribunal)

Chairman: Mr R. Maguire, B.L.

Members: Mr F. Cunneen
Ms. E. Brezina

heard this appeal at Dublin on 19th April 2013

Representation:

Appellant(s) :

Respondent(s) : In person

The decision of the Tribunal was as follows:

This case came before the Tribunal where the claimant was seeking implementation of the recommendation of the Rights Commissioner under the Terms of Employment (Information) Act, 1994 and 2001, reference r-111329-te-11/JW.

The claimant attended the hearing and confirmed that the recommendation of the Rights commissioner was not implemented. The respondent indicated that the company was in severe difficulties but that the award would be paid.

The Tribunal is satisfied that the recommendation of the Rights Commissioner has not been carried out by the respondent in accordance with its terms or at all and it is further satisfied that the prescribed six-week time limit for bringing an appeal against the recommendation has expired and no such appeal has been brought. Accordingly, the Tribunal makes a determination to like effect as the Rights Commissioner's recommendation that the respondent pays the claimant €900 under the Terms of Employment (Information) Act, 1994 and 2001.

Sealed with the Seal of the

Employment Appeals Tribunal

This _____

(Sgd.) _____
(CHAIRMAN)